

## Message Text

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ACTION EUR-12

INFO OCT-01 IO-13 ISO-00 CCO-00 CIAE-00 OTPE-00 EB-07  
FCC-01 INR-07 NSAE-00 OC-06 USIA-06 COME-00 BIB-01  
OIC-02 AF-08 ARA-06 EA-07 NEA-10 DODE-00 PM-04 H-01  
L-03 NSC-05 PA-01 PRS-01 SP-02 SS-15 EURE-00 ACDA-07  
NASA-01 ERDA-05 OES-06 /138 W  
----- 093462 /65

P R 221439Z DEC 76  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC PRIORITY 4246  
INFO USMISSION USBERLIN  
USMISSION NATO BRUSSELS  
AMEMBASSY PARIS  
AMEMBASSY LONDON  
AMEMBASSY MOSCOW  
AMEMBASSY BERLIN  
USMISSION GENEVA

C O N F I D E N T I A L SECTION 01 OF 03 BONN 21469

E.O. 11652: GDS  
TAGS: ETEL ITU PFOR WB GW GE UR US  
SUBJECT: ITU BROADCAST SATELLITE CONFERENCE

REFS: (A) STATE 305172; (B) BONN 20289; (C) BONN 20071;  
(D) BONN 15900 (1975); (E) STATE 236578 (1975);  
(F) BONN 16395 (1975); (G) BONN 16658 (1975);  
(H) BONN 18800 (1975)

SUMMARY: BONN GROUP HAS REACHED AD REF  
AGREEMENT ON A CONTINGENCY PLAN TO MEET POSSIBLE SOVIET/  
EAST EUROPEAN PROTESTS OVER FRG REPRESENTATION OF WEST  
BERLIN INTERESTS AT BROADCAST SATELLITE CONFERENCE  
OPENING JANUARY 10 IN GENEVA. DEPARTMENT'S APPROVAL OF  
CONTINGENCY PLAN IS REQUESTED. END SUMMARY.

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1. IN DECEMBER 21 MEETING, BONN GROUP REACHED AD REF  
AGREEMENT ON A CONTINGENCY PLAN FOR USE BY ALLIED AND  
FRG DELEGATIONS AT BROADCAST SATELLITE CONFERENCE IN THE  
EVENT OF SOVIET/EAST EUROPEAN PROTESTS OVER FRG REPRESENTATION OF INTERESTS OF WEST BERLIN. CONFERENCE OPENS  
IN GENEVA ON JANUARY 10. CONTINGENCY PLAN IS BASED UPON

FRG DRAFT WHICH IN TURN WAS AN UPDATE OF CONTINGENCY PLAN USED IN 1975 ITU REGIONAL CONFERENCE. 1975 CONTINGENCY PLAN WAS TRANSMITTED IN REF (D) AND APPROVED BY DEPARTMENT IN REF (E) WITH MINOR MODIFICATIONS NOTED IN REF (F).

2. TWO ADDITIONAL ELEMENTS WERE INCORPORATED INTO THE UPDATED CONTINGENCY PLAN ON THE BASIS OF EXPERIENCE AT THE 1975 CONFERENCE:

-- COMPLAINT THREE. SOVIETS REQUESTED IN 1975 THAT WSB MEMBERS OF FRG DELEGATION BE LISTED SEPARATELY. SUBJECT WAS DEALT WITH AT THAT TIME IN REF (G).

-- COMPLAINT SIX. SOVIETS NOTED IN 1975 THAT THEY WOULD TAKE NOTE OF THE RESULTS OF CONFERENCE REFERRING TO BERLIN ONLY TO THE EXTENT THAT THEY WERE IN ACCORDANCE WITH THE QA, REF (H).

3. CONTINGENCY PLAN:

BEGIN TEXT

ITU SATELLITE CONFERENCE  
CONTINGENCY PLAN

I. INTRODUCTION

GIVEN THE PROTESTS AND DECLARATIONS OF THE EASTERN BLOC COUNTRIES AT THE ITU CONFERENCES OF  
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OCTOBER 1974, AND OF OCTOBER/NOVEMBER 1975, IT MAY BE EXPECTED THAT THE EASTERN BLOC WILL ALSO DURING THE FORTHCOMING SATELLITE CONFERENCE RAISE QUESTIONS CONCERNING THE REPRESENTATION OF BERLIN BY THE FRG AND/OR THE PARTICIPATION OF WSB RESIDENTS WITHIN THE FRG DELEGATION.

IN ORDER TO HELP PRODUCE QUICKLY APPROPRIATE ALLIED AND/OR FRG RESPONSES TO POSSIBLE EASTERN PROTESTS, THE FOLLOWING CONTINGENCY PLANS HAVE BEEN AGREED BY AUTHORITIES OF THE FOUR. HOWEVER,

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FM AMEMBASSY BONN  
TO SECSTATE WASHDC PRIORITY 4247  
INFO USMISSION USBERLIN  
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AMEMBASSY MOSCOW  
AMEMBASSY BERLIN  
USMISSION GENEVA

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GIVEN THE GREAT NUMBER OF VARIABLES POSSIBLE IN EASTERN  
DEMARCHES, IT HAS BEEN AGREED BY THE FOUR THAT ALLIED  
AND/OR FRG RESPONSES WILL BE MADE ONLY AFTER REVIEW BY  
THE BONN GROUP AND WITH THE SPECIFIC APPROVAL IN EACH  
CASE OF APPROPRIATE NATIONAL AUTHORITIES.

## II. CONTINGENCIES

1.A. COMPLAINT. COMMUNICATION BY EAST BLOC  
STATE(S) TO CONFERENCE CHAIRMAN ALONG LINES THAT THE  
TERMS OF THE QA GOVERN PARTICIPATION BY WSB RESIDENTS  
WITHIN THE FRG DELEGATION AND THAT THE QA MUST BE  
OBSERVED SO FAR AS MATTERS OF SECURITY AND STATUS ARE  
DEALT WITH BY THE CONFERENCE (I.E., SAME LINES AS THE  
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GDR OCTOBER 1974 DEMARCHE).

B. REPLY. THE BRITISH, FRENCH AND AMERICAN  
DELEGATIONS COULD REPLY ALONG THE LINES OF THE FRG

RESPONSE TO EAST GERMAN COMPLAINTS AT THE OCTOBER 1974 PREPARATORY CONFERENCE: (A) THE MONTREUX CONVENTION AS WELL AS THE MALAGA-TORREMOLINOS CONVENTION GIVES EACH MEMBER THE RIGHT TO MAKE UP ITS DELEGATION AS IT WISHES; (B) ANNEX IV OF THE QA STATES THAT, PROVIDED MATTERS OF SECURITY AND STATUS ARE NOT AFFECTED, THE FRG MAY REPRESENT WSB INTERESTS AT INTERNATIONAL CONFERENCES AND THAT WSB PERMANENT RESIDENTS MAY PARTICIPATE JOINTLY WITH PARTICIPANTS FROM THE FRG IN INTERNATIONAL EXCHANGES; AND (C) WE REGRET THAT COUNTRY X IS DISTURBING THE WORK OF THE CONFERENCE BY INTRODUCING EXTRANEEOUS ISSUES.

THE FRG COULD SEND A LETTER ASSOCIATING ITSELF WITH THE ALLIED POSITION.

2.A. COMPLAINT. COMMUNICATION BY EAST BLOC STATE(S) THAT THE INCLUSION OF A WSB RESIDENT IN THE FRG DELEGATION IS CONTRARY TO THE QA AND THUS "ILLEGAL" SINCE THE WSB ARE NOT A PART OF THE FRG AND SINCE THE ACTIVITIES OF SFB WITHIN ARD REPRESENT AN ATTEMPT BY THE FRG TO ESTABLISH JURISDICTION OVER THE WSB.

B. REPLY. A RESPONSE SIMILAR TO THAT MADE BY THE THREE ALLIES IN THE TNC CASE WOULD BE APPROPRIATE: (A) THERE IS NOTHING IN THE QA WHICH SUPPORTS THE CONTENTION THAT WSB RESIDENTS MAY NOT BE INCLUDED IN FRG DELEGATIONS TO INTERNATIONAL CONFERENCES; IN FACT, ANNEX IV OF QA STIPULATES THAT, PROVIDED MATTERS OF SECURITY AND STATUS ARE NOT AFFECTED, THE FRG MAY REPRESENT THE INTERESTS OF THE WSB IN INTERNATIONAL CONFERENCES AND WSB RESIDENTS MAY

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PARTICIPATE JOINTLY WITH PARTICIPANTS FROM THE FRG IN INTERNATIONAL EXCHANGES; (B) THE LOCATION OF THE SFB IN THE WSB SINCE ITS ESTABLISHMENT IN (DATE) HAS HAD THE APPROVAL OF THE THREE POWERS WHO, IN THE EXERCISE OF THEIR SUPREME AUTHORITY, HAVE AUTHORIZED THE CONTINUING OPERATIONS OF SFB. THEREFORE, THE LOCATION, OPERATIONS, AND RELATIONSHIP OF SFB TO THE FRG BROADCASTING ORGANIZATION ARD ARE IN NO WAY INCOMPATIBLE WITH THE QA; AND (C) INCOMPLETE REFERENCE TO QA IS MISLEADING; THE ENTIRE PASSAGE SAYS THE TIES BETWEEN THE FRG AND THE WSB WILL BE MAINTAINED AND DEVELOPED, TAKING INTO ACCOUNT THAT THESE SECTORS CONTINUE NOT TO BE A CONSTITUENT PART OF THE FRG AND NOT TO BE GOVERNED BY IT.

IF A STATE OTHER THAN THE USSR MAKES THE ABOVE

COMPLAINT OR ASSOCIATES ITSELF WITH A SOVIET STATEMENT  
ON THESE LINES, THE REPLY COULD ALSO NOTE THAT STATES  
NOT PARTY TO THE QA ARE NOT COMPETENT TO COMMENT  
AUTHORITATIVELY ON ITS PROVISIONS.

THE FRG COULD ASSOCIATE ITSELF WITH THE ALLIED  
STATEMENT BY SENDING ITS OWN LETTER TO THE CONFERENCE  
CHAIRMAN.

3.A. COMPLAINT. COMMUNICATION FROM EASTERN BLOC  
COUNTRY STATING THAT (A) WSB PARTICIPANT(S) MUST BE  
LISTED SEPARATELY FROM MEMBERS OF FRG DELEGATION AND  
(B) INDICATION "IN ACCORDANCE WITH QA" IS REQUIRED

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(I.E., ALONG THE LINES OF SOVIET DEMAND AT ITU-  
CONFERENCE 1975).

B. REPLY. THE QA PROVIDES IN ANNEX IV THAT

"PERMANENT RESIDENTS OF THE WESTERN SECTORS OF BERLIN MAY PARTICIPATE JOINTLY WITH PARTICIPANTS FROM THE FEDERAL REPUBLIC OF GERMANY IN INTERNATIONAL EXCHANGES AND EXHIBITIONS." THERE IS THEREFORE NO REASON WHY SUCH MEMBERS OF THE FRG'S DELEGATION SHOULD BE LISTED SEPARATELY. IT IS MOREOVER FOR THE FRG ALONE TO DECIDE THE LISTING OF ITS DELEGATION.

4.A. COMPLAINT. COMMUNICATION FROM EAST BLOC STATE(S) THAT, WHILE THE FRG MAY REPRESENT THE CONFIDENTIAL

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"INTERESTS OF THE WSB," IT MAY NOT REPRESENT THE BROADCASTING INTERESTS IN QUESTION SINCE THEY ARE INTERESTS WHICH THE THREE ALLIES HAVE RESERVED TO THEMSELVES.

B. REPLY. THE FRENCH, BRITISH AND AMERICAN DELEGATIONS WOULD RESPOND: (1) THEY HAVE AUTHORIZED THE FRG TO REPRESENT AT THE CONFERENCE THE BROADCASTING INTERESTS IN QUESTION; (2) THIS REPRESENTATION DOES NOT AFFECT ALLIED RESERVED RIGHTS AND RESPONSIBILITIES; AND (3) THE THREE POWERS CONTINUE TO ENSURE THAT MATTERS OF SECURITY AND STATUS ARE NOT THEREBY AFFECTED.

5.A. COMPLAINT. COMMUNICATION FLATLY ASSERTING THAT, SINCE MATTERS OF SECURITY AND/OR STATUS ARE BEING DEALT WITH BY THE CONFERENCE, IN ACCORDANCE WITH THE QA THE FRG MAY NOT REPRESENT WSB BROADCASTING INTERESTS AT THE CONFERENCE.

B. REPLY. THE FRENCH, BRITISH AND AMERICAN DELEGATIONS COULD REPLY AS FOLLOWS: THE THREE POWERS, AS NOTED IN THE QA, CONTINUE TO MAINTAIN THEIR RIGHTS AND RESPONSIBILITIES RELATING TO THE REPRESENTATION ABROAD OF THE INTERESTS OF THE WSB. SUBJECT TO THEIR RIGHTS AND RESPONSIBILITIES THE THREE POWERS LONG AGO AUTHORIZED THE FRG TO REPRESENT THE INTERESTS OF THE WSB IN INTERNATIONAL ORGANIZATIONS AND CONFERENCES. WITH RESPECT TO FRG REPRESENTATION OF WSB INTERESTS AT THE PRESENT CONFERENCE, THE THREE POWERS IN THE EXERCISE OF THEIR SUPREME AUTHORITY OVER THE WSB CONTINUE TO ENSURE THAT MATTERS OF SECURITY AND STATUS ARE NOT THEREBY AFFECTED. THE FRG REPRESENTATION OF WSB INTERESTS AT THE ITU CONFERENCE IS THUS IN COMPLETE CONFORMITY WITH THE QA.

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6.A. COMPLAINT. DECLARATION ON CAUTIONARY BASIS OF EASTERN BLOC COUNTRY, THAT IT WILL TAKE NOTE OF CONFERENCE PROVISIONS RELATED TO THE WSB ONLY TO THE EXTENT AS THEY ARE IN ACCORDANCE WITH THE QA (I.E., SAME LINES AS USSR AND GDR STATEMENTS IN FINAL PROTOCOL OF 1975 ITU-CONFERENCE).

B. REPLY. SAME AS IN 1975 ITU-CONFERENCE. NOTHING IN THE WORK OF THE FINAL ACTS OF THIS CONFERENCE IS INCOMPATIBLE WITH ANY OF THE PROVISIONS OF THE QA. IF STATES WHICH ARE NOT PARTIES TO THE QA WERE TO MAKE A SIMILAR STATEMENT, THE SAME ANSWER SHOULD BE USED FOLLOWED BY THE ADDITIONAL STATEMENT: "STATES WHICH ARE NOT PARTIES TO THE QA ARE NOT COMPETENT TO COMMENT AUTHORITATIVELY UPON ITS PROVISIONS."

END TEXT.

4. ACTION REQUESTED: THAT THE DEPARTMENT APPROVE TEXT IN PARA 3.  
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## Message Attributes

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**Channel Indicators:** n/a  
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